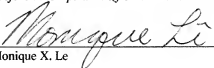


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on November 10, 2009 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.


Monique X. Le

Appl No. : 10/562,368
Applicant : Maurice Lorette et al.
Filed : June 8, 2006
Title : MULTILAYER FILM

Confirmation No. 6260

TC/A.U. : 1794
Examiner : Sheeba Ahmed

Docket No. : 1131-16-PCT-PA-TD

Customer No. : 22145

REPLY TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF (37 CFR 41.37)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

43 Corporate Park, Suite 204
Irvine, CA 92606
November 10, 2009

Commissioner:

Attached herein is an Amended Appeal Brief in response to the Notification of Non-Compliant Appeal Brief dated November 4, 2009, wherein:

1. Section 6 of Appellant's Brief filed July 28, 2009, GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL section, has been amended to be in compliance with 37 CFR 41.37(c)(1)(vi); and

Appln No. 10/562,368

Amdt date November 10, 2009

Reply to Notice of Non-Compliant Appeal Brief of November 4, 2009


2. Section 7 of Appellant's Brief filed July 28, 2009, ARGUMENTS section, has been amended to be in compliance with 37 CFR 41.37(c)(1)(vii).

With respect to item 7 on the Notification of Non-Compliant Appeal Brief, Appellant respectfully submits that the set of claims shown in section 8 of the Brief, CLAIM APPENDIX section, is the correct copy of the appealed claims. As detailed in section 4 of the Appeal Brief filed July 28, 2009 and the present Brief, under STATUS OF AMENDMENTS, the claims rejected in the Final Office Action have been amended under CFR § 1.116 to be in better form for consideration on appeal.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 11-1159 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

KLEIN, O'NEILL & SINGH, LLP

By 
Brigitte C. Phan, Ph.D.
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949/955-1920

THD/bcp/mxl